

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE T.R.RAMACHANDRAN NAIR

&

THE HONOURABLE SMT. JUSTICE P.V.ASHA

TUESDAY, THE 16TH DAY OF JUNE 2015/26TH JYAISHTA, 1937

RP.No. 445 of 2015 () IN MACA.2481/2012

AGAINST THE ORDER/JUDGMENT IN MACA 2481/2012 of HIGH COURT OF KERALA
DATED 18-03-2015
REVIEW PETITIONER(S):APPELLANTS 1 TO 3

1. MAGI @ MAGGIE ANTONY
W/O.LATE ANTONY, KAINIKKATT HOUSE, KUMBALANGHI
COCHIN - 7

2. K.A.VINOD, @ VINOD ANTONY K.A., S/O.LATE ANTONY
KAINIKKATT HOUSE, KUMBALANGHI, COCHIN - 7

3. VIJOY @ THOMAS VIJOY K.A., S/O.LATE ANTONY,
KAINIKKATT HOUSE
KUMBALANGHI, COCHIN - 7.

BY ADVS.SRI.T.K.KOSHY
SMT.V.V.RISANI

RESPONDENT(S)/RESPONDENTS 1 TO 3:

1. CHRISTINA CLEETUS
W/O.T.J.CLEETUS, 37/1457, THANIKOTTU HOUSE
KUMARANASSAN ROAD, KADAVANTHRA, KOCHI, PIN - 682 019.

2. JOHN ALOCIOUS, S/O.M.J.ANTONY, MALOTT HOUSE, EAST OF
PRIYADARSHINI STOP, KUMBALANGHI, COCHIN - 682 007

3. THE NEW INDIA ASSURANCE CO.LTD., REPRESENTED BY ITS
REGIONAL MANAGER, REGIONAL OFFICE, KANDOMKULATHY BUILDING
M.G.ROAD, KOCHI, PIN - 682 011.

R1 BY SRI.ANTONY MATHEW
R2 BY SRI.K.P.JOSE PIOUS
R3 BY SRI.VPK.PANICKER

THIS REVIEW PETITION HAVING COME UP FOR ADMISSION ON 16-06-2015, THE
COURT ON THE SAME DAY PASSED THE FOLLOWING:

**T.R. RAMACHANDRAN NAIR &
P.V. ASHA, JJ.**

**R.P.No.445/2015 in
M.A.C.A. No.2481/2012**

Dated this the 16th day of June, 2015

ORDER

Asha, J.

Heard learned counsel on both sides.

2. This review petition is filed in order to clarify the judgment that the insurance company will be liable for the entire compensation, since the policy is admittedly a comprehensive policy. Similarly, it has been omitted to direct that the compensation amount will be apportioned in the ratio of 50 : 25 : 25.

2. Hence, the judgment is modified and we hold that the insurance company will be liable for the entire amount of compensation. It is also clarified that the compensation amount will be apportioned in the ratio of 50 : 25 : 25.

The review petition is accordingly disposed of.

(T.R. RAMACHANDRAN NAIR, JUDGE.)

(P.V. ASHA, JUDGE.)

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